



0300 #3

Docket No. 35997-A3ZYA/CCD/ADM/PL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Hung-Teh Kao et al.



Serial No. : 09/929,313

11-28-2001

U.S. Patent & TMO/TM Mail RptDt. #34

Filed : August 14, 2001

For : DNA ENCODING A HUMAN SEROTONIN (5-HT₂)
RECEPTOR AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
November 26, 2001

Commissioner for Patents and Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

Sir:

**AMENDMENT IN RESPONSE TO SEPTEMBER 26, 2001 NOTICE TO FILE
CORRECTED APPLICATION PAPERS**

This Amendment is submitted in response to the September 26, 2001 Notice to File Corrected Application Papers. A copy of the Notice is attached hereto as **Exhibit A**. A response to this September 26, 2001 Notice is due November 26, 2001. Accordingly, this Amendment is being timely filed.

Please amend the subject application as follows:

Please enter the Sequence Listing attached hereto as **Exhibit B** into the application.

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REMARKS

Drawings

The Notice to File Corrected Application Papers indicates that the drawings previously submitted do not comply with the requirements of 37 C.F.R. §1.84(g). In response, applicants attach hereto as **Exhibit C** substitute drawings (10 sheets) in compliance with 37 C.F.R. §1.84(g).

Sequence Listing:

The Notice indicates that applicants must provide a computer readable form of the Sequence Listing, a paper copy of the Sequence Listing, as well as an amendment directing its entry into the application, and a statement that the contents of the Sequence Listing recorded in computer readable form is identical to the written Sequence Listing and includes no new matter. The Notice also states that should applicants desire the Sequence Listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 C.F.R. §1.821(e) may be submitted in lieu of a new CFR.

In response, applicants maintain that the Sequence Listing in the subject application is identical to that of the parent of the subject application, namely U.S. Serial No. 09/145,864, filed September 2, 1998, the contents of which have been incorporated by reference into the subject application. Applicants attach hereto as **Exhibit B** and **Exhibit D**, respectively, copies of the Sequence Listing (7 pages) and of the Statement In Accordance With 37 C.F.R. §1.821(f) (1 page), which were filed in connection with U.S. Serial No. 09/145,864 on January 24, 2000. The computer readable form in the subject application is identical

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to that filed in U.S. Serial No. 09/145,864 on January 24, 2000. In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed in U.S. Serial No. 09/145,864 on January 24, 2000 as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the sequence listing that will be used for the instant application.

Applicants maintain that the amendment raises no issue of new matter and respectfully request that this amendment be entered.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone the number provided below.

No fee is deemed necessary in connection with the filing of this Communication. If a fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

Christopher C Dunham

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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents and Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513	
<i>Christopher C Dunham</i>	<i>11/26/01</i>
Christopher C. Dunham	Date
Reg. No. 22,031	